

HOUSE BILL 402

By Hicks

AN ACT to amend Tennessee Code Annotated, Section 37-1-134 and Title 39, Chapter 13, Part 8, relative to the transfer of juveniles to criminal court.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 37-1-134, is amended by deleting subdivision (a)(1) and substituting the following language:

(1) The child was sixteen (16) years or more of age at the time of the alleged conduct, or the child was less than sixteen (16) years of age if such child was charged with the offense of first degree murder, second degree murder, rape, aggravated rape, rape of a child, aggravated rape of a child, aggravated robbery, especially aggravated robbery, kidnapping, aggravated kidnapping, especially aggravated kidnapping, commission of an act of terrorism, or an attempt to commit any such offenses. The district attorney general may not seek, nor may any child transferred under this section receive, a sentence of death for the offense for which the child was transferred;

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.